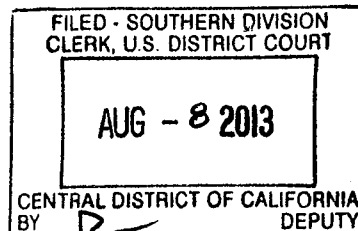


I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY
FIRST CLASS MAIL POSTAGE PREPAID, TO ALL COUNSEL *Petitioner*
(OR PARTIES) AT THEIR RESPECTIVE MOST RECENT ADDRESS OF
RECORD IN THIS ACTION ON THIS DATE.

DATED: 8.8.13

DEPUTY CLERK



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JONATHAN AVILA,) Case No. CV 12-7291-DDP (JPR)
)
) Petitioner,)
)
 vs.) ORDER ACCEPTING FINDINGS AND
) RECOMMENDATIONS OF U.S.
) MAGISTRATE JUDGE
 M.D. BITER, Warden,)
)
) Respondent.)

Pursuant to 28 U.S.C. § 636, the Court has reviewed the
Petition, records on file, and Report and Recommendation of the
U.S. Magistrate Judge. No objections to the Report and
Recommendation have been filed. The Court accepts the findings
and recommendations of the Magistrate Judge.

IT THEREFORE IS ORDERED that the Petition is denied,
Petitioner's request for an evidentiary hearing is denied, and
Judgment be entered dismissing this action with prejudice.

DATED: August 2, 2013

DEAN D. PREGERSON
U.S. DISTRICT JUDGE